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ORDER

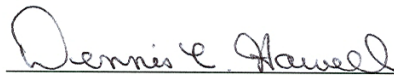
ORDER

- (1) defendants' Motion to Withdraw Motion to Dismiss Without Prejudice and Extension of Time (#18) is **ALLOWED**;
- (2) defendants' Motion to Dismiss (#5) is **WITHDRAWN** without prejudice as to defendants' reasserting such motion either in their Answer as an affirmative defense and/or upon a motion for summary

judgment; and

- (3) defendants are allowed up to and inclusive of September 8, 2008, to file their Answer.

Signed: August 29, 2008

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Dennis L. Howell
United States Magistrate Judge

